



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL 10 (2016)

A BILL FOR AN ORDINANCE

RELATING TO TAXICABS.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. The purpose of this ordinance is to address the regulation of taxicab driver's certificates.

SECTION 2. Section 12-1.9, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"Sec. 12-1.9 Taxicab driver's certificate.

- (a) No driver of a taxicab shall use or cause to be used, for purpose of hire, a taxicab which does not have a taxicab driver's certificate mounted within 12 inches of the taximeter so that it is readily visible to all passengers (the certificate shall not be mounted on the sun visor of the taxicab). The taxicab driver's certificate shall be issued by the director. It shall contain a photograph of the taxicab driver to be furnished by the taxicab driver, the taxicab driver's name, driver's license number and any other information specified by the director. The taxicab driver's certificate shall be laminated in plastic or so constructed so as to make alteration difficult. It shall be a violation of this section for any person to alter such taxicab driver's certificate.
- (b) The director shall collect a fee of \$25.00 for the issuance of each original and \$10.00 for each duplicate taxicab driver's certificate.
- (c) No taxicab driver's certificate shall be issued to any person unless such person has:
 - (1) A valid State of Hawaii driver's license;
 - (2) One year of driving experience prior to operating a taxicab;
 - (3) Satisfactorily passed an examination showing:
 - (A) A sufficient understanding of the traffic laws or ordinances, and this article,



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- (B) A sufficient understanding of the locations of streets, roads, highways and significant landmarks within the City and County of Honolulu,
- (C) A sufficient understanding of the English language;
- (4) Complied with the standards promulgated by the director relating to moral character and physical fitness of the applicant based on prior records or certified documents relative thereto[;] including any record of conviction involving criminal offense or traffic violation as defined in the HRS or ROH occurring within ten years prior to the date of application that has a bearing on the health, safety, or welfare of the traveling public; and
- (5) Received a taxicab driver's control number from the department. This control number shall be shown on the taxicab driver's certificate along with the driver's name and the name and telephone number of the company with which the driver is affiliated. Other personal information shall be shown on the back of the taxicab driver's certificate. The taxi driver shall notify the director, the insurance company and the taxi company with whom he or she is affiliated, of every change to his or her current telephone number or address, within 30 days of such change; and
- (6) Submitted [a] one or more [photograph] photographs of the person taken no more than 30 days prior to submission of the person's application. The director shall specify by rule the number of photographs and the size of the photograph or photographs required.
- (d) Every taxicab driver's certificate issued under this section shall expire, unless otherwise revoked, two years after the issuance thereof and shall be renewed by the director on or before its expiration date upon the applicant's meeting the standards set in subsection (c). Provided, however, that every taxicab driver need not demonstrate compliance with the requirements of paragraphs (c)(3)(B) and (c)(3)(C) in order to further renew the taxicab driver's certificate and need not demonstrate compliance with the requirements of paragraph (c)(3)(A), except for once every fourth renewal. The director may accept an application for certificate renewal not more than six months prior to the date of expiration. If, however, a renewal is not applied for on or before the 90th day following the expiration date of the certificate, the applicant shall be treated as an applicant for a new certificate. A new set of photographs, taken not more than 30 days prior to submission of the application shall be furnished with each application for renewal.



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- (e) Whenever the driver's license of any taxicab driver is suspended or revoked, the director shall require that the taxicab driver's certificate be surrendered to and be retained by the director, except that at the end of the period of suspension, the certificate so surrendered shall be returned to the licensee.
- (f) Every taxicab driver's certificate shall have printed thereon a telephone number designated by the director as the telephone number for taxicab complaints. This telephone number shall be preceded by the following message: "If you have any complaints, call _____." The message and telephone number shall be printed in bold print letters not less than three eighths of an inch in height.
- (g) Every taxicab driver's certificate shall also have printed thereon the following message: "This taxi is meter regulated. Receipt upon request." The message shall be printed in bold letters not less than [three-eighths] three-eighths of an inch in height.
- (h) The director may suspend a taxicab driver's certificate if the holder of the taxicab driver's certificate is charged with any of the following:
 - (1) Offenses against the person or property of another, including:
 - (A) Assault,
 - (B) Kidnapping,
 - (C) Manslaughter,
 - (D) Murder,
 - (E) Negligent homicide,
 - (F) Reckless endangering,
 - (G) Robbery, or
 - (H) Larceny, 2nd degree;
 - (2) Offenses that are sex related, including:
 - (A) Displaying indecent matter,



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- (B) Indecent exposure,
- (C) Open lewdness,
- (D) Promoting pornography,
- (E) Prostitution or promoting prostitution,
- (F) Rape,
- (G) Sexual abuse, or
- (H) Sodomy;
- (3) Offenses that are drug related, including:
 - (A) Promoting a dangerous drug,
 - (B) Promoting a detrimental drug,
 - (C) Promoting a harmful drug, or
 - (D) Promoting an intoxicating compound;
- (4) Traffic violations while operating a moving vehicle, including:
 - (A) Driving under the influence of intoxicating liquor,
 - (B) Driving under the influence of drugs,
 - (C) Heedless and careless driving while operating a vehicle, or
 - (D) Speeding."

SECTION 3. Ordinance material to be repealed is bracketed. New material is underscored. When revising, compiling or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the revisor of ordinances need not include the brackets, the bracketed material or the underscoring.



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SECTION 4. This ordinance takes effect upon its approval.

INTRODUCED BY:

[Signature]

DATE OF INTRODUCTION:

JAN 22 2016

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20____.

KIRK CALDWELL, Mayor
City and County of Honolulu